

Notice of Determination**- 1 -****To:**

Office of Planning and Research
 For U.S. Mail:
 P.O. Box 3044
 Sacramento, CA 95812-3044

Street Address:

1400 Tenth Street
 Sacramento, CA 95814

From:

California Department of Fish and Wildlife (CDFW)
 Bay Delta Region
 2825 Cordelia Road, Suite 100, Fairfield, CA 94534
 Contact: Robert Stanley, Senior Environmental Scientist
 Phone: (707) 428-2093

California Department of Transportation
 111 Grand Avenue, MS 8B, Oakland, CA 94612
 Contact: Sabrina Dunn
 Phone: (510) 286-6170

SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code § 21108

State Clearinghouse Number: 2019109033

Project Title: Interstate 580 Safety Lighting and Power Source Installation Project [California Endangered Species Act (CESA) Incidental Take Permit No. 2081-2020-052-03 (ITP)]

Project Location: The Interstate 580 (I-580) Safety Lighting and Power Source Installation Project (Project) is located along Interstate 580 from the West Grant Line Road undercrossing at Post-Mile (PM) 1.3 to the North Flynn Road overcrossing (PM 6.0) east of the City of Livermore, Alameda County in the state of California. The Project falls within the Altamont and Midway, United States Geological Survey (USGS) 7.5-minute topographic quadrangles.

Project Description: The California Department of Transportation proposes the improvement of the existing roadway conditions and enhancement of traffic safety by installing lighting along eastbound I-580 from West Grant Line Road undercrossing (PM 1.3) to North Flynn Road (PM 6.0) overcrossing east of the City of Livermore in Alameda County. The Project will install 500 feet of new concrete barrier, 48 new power poles and two underground electrical vaults on the southern side of eastbound I-580 to provide power for the safety lighting.

The Biological Study Area (BSA) is approximately 160.19 acres and includes the section of I-580 between PM 1.3 to PM 6. The Project is expected to impact 29.56 acres of suitable habitat for Covered Species (California tiger salamander) within the I-580 corridor, suitable habitat includes the permanent loss of 0.04 acres, temporary impact to 7.97 acres and 21.55 acres of indirect impact resulting from additional light source installations.

The project is expected to result in incidental take of the Covered Species, as defined by Fish and Game Code in the form of pursue destruction of burrows and dens that the Covered Species inhabit; being crushed under moving vehicles and equipment; disturbance in the vicinity of dens or burrows; desiccation or predation along fence lines and other barriers to movement; and habitat alteration and decreased survivorship resulting from the installation of additional light sources, resulting in increased light pollution to Covered Species habitat. Take may also occur in the form of pursue, catch, capture, or attempt to do so from capture and relocation attempts. Relocation could result in mortality, injury, and/or disease transmission to Covered Species, both designated as a threatened species under CESA. The ITP referenced above as issued by CDFW authorizes incidental take of species listed under CESA that may occur as a result of Project implementation.

This is to advise that CDFW, acting as [the lead agency / a responsible agency] approved the above-described project on 5/24/2021 and made the following determinations regarding the above described project:

1. The project [will / will not] have a significant effect on the environment (This determination is limited to effects within CDFW's permitting jurisdiction as a responsible agency).
2. [An environmental impact report / A mitigated negative declaration] was prepared by the lead agency for the original project.
3. Additional mitigation measures [were / were not] made a condition of CDFW's approval of the project.
4. A mitigation reporting or monitoring plan [was / was not] adopted by CDFW for this project.
5. A Statement of Overriding Considerations [was / was not] adopted by CDFW for this project.
6. Findings [were / were not] made by CDFW pursuant to Public Resources Code § 21081(a). CDFW did, however, adopt findings to document its compliance with CEQA.
7. Compliance with the environmental filing fee requirement at Fish and Game Code § 711.4 (check one):
 - Payment is submitted with this notice.
 - A copy of a receipt showing prior payment was submitted to CDFW.

Notice of Determination

Responsible Agency statement: The mitigated negative declaration prepared by the lead agency for the Project is available to the general public at the office location listed above for the lead agency. CDFW's administrative record of proceedings related to the incidental take permit is available to the public for review at CDFW's regional office.

DocuSigned by:
Gregg Erickson
Signature BE74D4C93C604EA... Date: 5/24/2021
Gregg Erickson, *Regional Manager*

Date Received for filing at OPR: _____